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6 *Attorneys for Defendants under
Limited Notice of Appearance*

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 FELIPE P. LAZOS, JR.,

Case No. 3:22-cv-00099-RCJ-CLB

11 Plaintiff,

12 v.

**DEFENDANTS' MOTION FOR
EXTENSION OF TIME
[SECOND REQUEST]**

13 ERIN PARKS, et al.,

14 Defendant.

15 Defendants Michael Minev and Erin Parks, by and through counsel, Aaron D. Ford,
16 Attorney General of the State of Nevada, and David A. Bailey, Deputy Attorney General,
17 hereby request this Court to extend Defendants' deadline to respond to Plaintiff Felipe
18 Lazos, Jr.'s Emergency Motion (ECF No. 3). This motion is based on Federal Rule of Civil
19 Procedure 6(b)(1)(A), LR 1A 6-1, the following Memorandum of Points and Authorities, and
20 all papers and pleadings on file in this case, and such other and further information as this
21 Court may deem appropriate to consider.

22 **MEMORANDUM OF POINTS AND AUTHORITIES**

23 **I. RELEVANT FACTS AND PROCEDURAL HISTORY**

24 This is a pro se prisoner civil rights action brought by inmate Plaintiff Filipe Lazos,
25 Jr. (#67232), currently housed at Lovelock Correctional Center, asserting claims arising
26 under 42 U.S.C. § 1983. ECF No. 8. Following judicial screening under 42 U.S.C. § 1915A,
27 the Court allowed one claim to proceed alleging deliberate indifference to a serious medical
28 need. ECF No. 7 at 6.

1 **II. ARGUMENT**

2 Courts have inherent powers to control their dockets, *see Ready Transp., Inc. v. AAR*
 3 *Mfg, Inc.*, 627 F.3d 402, 404 (citations omitted), and to “achieve the orderly and expeditious
 4 disposition of cases.” *Chambers v. NASCO, Inc.*, 501 U.S. 32, 43 (1991). “Such power is
 5 indispensable to the court’s ability to enforce its orders, manage its docket, and regulate
 6 insubordinate . . . conduct.” *See Wallace v. U.S.A.A. Life General Agency, Inc.*, 862 F. Supp.
 7 2d 1062, 1068 (D. Nev. Sept. 30, 2010) (*citing Mazzeo v. Gibbons*, No. 2:08-cv01387-RLH-
 8 PAL, 2010 WL 3910072, at *2 (D.Nev.2010)). LR IA 6-1 discusses requests for
 9 continuances. The rule states:

- 10 (a) A motion or stipulation to extend time must state the reasons
 11 for the extension requested and must inform the court of all
 12 previous extensions of the subject deadline the court granted.
 13 (Examples: “This is the first stipulation for extension of time to
 14 file motions.” “This is the third motion to extend time to take
 15 discovery.”)

16 This is the second request to extend this deadline and is requested for good cause.
 17 Defendants’ research into Plaintiff’s claims has revealed that Lazos saw the appropriate
 18 provider on May 2, 2022 and he is in the process of being scheduled for surgery.
 19 Undersigned counsel requests a second short extension to confirm the date of the
 20 anticipated surgery. Defendants, therefore, request a seven-day extension of time to
 21 respond to Plaintiff’s Emergency Motion.

22 This request for an additional week to respond will not hinder Lazos’s prosecution of
 23 his case, especially because he is receiving his requested relief. Defendants assert that the
 24 requisite good cause is present to warrant the requested extension of time, and that this
 25 request is made in good faith and not for the purpose of delay.

26 DATED this 20th day of May 2022.

27 No further extensions of time
 28 will be granted.

IT IS SO ORDERED.
 Dated: May 23, 2022

AARON D. FORD
 Attorney General

By: /s/ David A. Bailey
 DAVID A. BAILEY, Bar No. 13661
 Deputy Attorney General
 Attorneys for Defendant


 UNITED STATES MAGISTRATE JUDGE

CERTIFICATE OF SERVICE

I certify that I am an employee of the Office of the Attorney General, State of Nevada and that on this 20th day of May, 2022, I caused to be served a copy of the foregoing,

DEFENDANTS' MOTION FOR EXTENSION OF TIME [SECOND REQUEST], U.S.

District Court CM/ECF Electronic Filing to:

Felipe P. Lazos, Jr., #67232
Lovelock Correctional Center
1200 Prison Road
Lovelock, Nevada 89419-5110

/s/ Karen Easton
An employee of the
Office of the Attorney General